IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.1359/06

Vasant Balwant Patil @ Ors. .... Applicants

V/s.

The State of Maharashtra .... Respondent

Shri.Sudatta J.Patil Adv. for the applicant.
Miss.Rajeshree M. Gadhavi APP for the State.

CORAM : V.M. KANADE, J.

DATED : 13/04/06

P.C.:-

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. The applicants were arrested in connection with C.R.No.9/06 registered with Vadgaon Police Station, Kolhapur for the offences punishable U/s.307, 325, 324 r/w 149 of IPC.

3. It is the case of the applicants that the applicants were seriously injured and cross complaint has been filed which was registered at C.R.No.8/2006.

4. It is the case of the applicants that while they were coming back from their field and passing by the house of complainant in C.R.No.9/06, Complainant and his companions raised a quarrel with the applicants which resulted into a fight between two groups. Applicants received nine injuries which were grievous in nature. Accused in the complaint filed by present applicants have been released on bail. Considering the fact that there was cross complaint and present applicants were also grievously injured, in my view this is a fit case for grant of bail.

5. Considering the facts and circumstances of the case the applicants be released on bail in the sum of Rs.5,000/- each with one or two sureties in like amount. The applicants shall report to Vadgaon Police Station, Kolhapur once in a month.

6. The applicants shall not tamper with the evidence or threaten the witnesses. If any complaint is received by the Investigating Officer, the Public Prosecutor is at liberty to file an application for cancellation of bail.

7. The Trial Court shall not be influenced by

any observations made by this Court while deciding the application and they shall not be construed as an expression of opinion on merits of the case.

8. The application is accordingly disposed of.

V.M. KANADE J.